

ALTERATION TO LYNCH COVE # 3
RESOLUTION 106-99

On June 30, 1969, the Plat of Lynch Cove #3, located in the S.E. 1/4 of Section 36, Township 23 North, Range 2 West, W.M., was recorded in Volume 8, Pages 25 through 26 records of Mason County, Washington.

WHEREAS, The Dedication included in Lynch Cove # 3 is as follows:

Know all men by these presents that Allen A. Bowden and Wanda L. Bowden, President and Secretary Treasure respectively of M & A Development Corporation, a Washington Corporation, the undersigned, owners in fee simple of the land hereby platted and Richard T. Sweeney, Paula A. Sweeny his wife, Sidney M. Casteel and Marjorie D. Casteel, his wife mortgagees, [BLANK] and [BLANK], President and Secretary respectively of Pacific Small Business Investment Company, a Washington Corporation mortgagees, [ILLEGIBLE] AND [ILLEGIBLE], President and Secretary respectively of Kitsap County Bank, a Kitsap County Bank Corporation mortgagees, thereof hereby declare this plat and dedicate to the use of the public forever all streets, avenues, places, and sewer easements or whatever public property there is shown on the plat and the use thereof for any public purposes not inconsistent with the use thereof for public high-way purposes. Also, the right to make all necessary slopes for cuts and fills upon lots, blocks, tracts, e.t.c., shown on this plat in the reasonable original grading of all the streets, avenues, places, e.t.c. shown hereon. Also, the right to drain all streets over and across any lot or lots where water might take a natural course after the street or streets are graded.

WHEREAS, The final plat contains Protective Covenants recorded under AFN 244057, in which number C reads as follows:

Easements within five feet of all lot lines (or ten feet where the property line is not in common with another lot) are hereby reserved for drainage, water system pipes, sewage system pipes, storm sewers and utilities, including right of maintenance.

WHEREAS, RCW 58.17.215 - Alteration of subdivision - Procedure, provides a method by which a person interested in the alteration of any subdivision or the altering of any portion thereof may proceed;

WHEREAS, Clifton and Sharon Moss, owners of Lots 14 and 15, all in Lynch Cove # 3, have made application with the Mason County Board of County Commissioners requesting an alteration to the easements running approximately southeast to northwest an average of 85 feet, for the purpose of placing a carport across the property line.

WHEREAS, the application contains the signatures of the majority of those persons having an ownership interest of lots, tracts, parcels, sites, or divisions in the subject subdivision or portion thereof;

WHEREAS, the Lynch Cove Community Division 3 Representative, Aquarias Utilities, PUD #3, U.S. West Communications, Falcon Cable and Mason County Public Works have all relinquished their interest in the easement;

WHEREAS, the Mason County Board of County Commissioners did notify the effected landowners as required by R.C.W. 58.17.215;

WHEREAS, a public hearing was held on September 21, 1999, at 9:15 AM, in the Commissioners Chambers;


WHEREAS, after due consideration it appears to be in the best public interest to approve the request made by Clifton and Sharon Moss;

NOW THEREFORE BE IT RESOLVED that the Board authorizes the alteration of the previously described 10' easement between Lots 14 & 15 of Lynch Cove #3, with the understanding that there is no drainage in effect on this property line and that the combination is for the purpose of locating a structure across said easement.

PASSED IN REGULAR SESSION this 21st day of September, 1999.

APPROVED AS TO FORM

BOARD OF COUNTY COMMISSIONERS
MASON COUNTY, WASHINGTON


Mike Pitt, CH-DPA
Prosecuting Attorney


Cynthia Olsen
CHAIRMAN


M. Blum
COMMISSIONER

ATTEST:


Rebecca Rogers
CLERK OF THE BOARD


Mary Jo Cady
COMMISSIONER

